

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office..... DEC 12 1989

Returned to applicant for correction.....

Corrected application filed.....

Map filed..... MAR 24 1987 under 50675

The applicant..... Freeport-McMoRan Gold Company

Mtn. City Star Route of Elko,
Street and No. or P.O. Box No. City or Town

Nevada 89801, hereby make S application for permission to appropriate the public
State and Zip Code No.

waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.) January, 1978 - Delaware

1. The source of the proposed appropriation is..... underground (Burns Basin Well No. 1)
Name of stream, lake, spring, underground or other source

2. The amount of water applied for is..... 0.5.....second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet.....

3. The water to be used for..... mining, milling and domestic
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated.....

(b) Stockwater, state number and kinds of animals to be watered.....

(c) Other use (describe fully under "No. 12. Remarks").....

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point..... within the NE 1/4 Sec. 21, T. 40N.,
Describe as being within a 40-acre subdivision of public

R. 53E., M. D. M., from which the NE corner of said section bears N. 23° 30' E., 568 ft.
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.

distance.

6. Place of use..... T. 40N., R. 53E., M. D. M. - portions of Secs. 14, 15, 16, 21, 22, 23, 26,
Describe by legal subdivision. If on unsurveyed land, it should be so stated.

27, 28.

7. Use will begin about..... January 1.....and end about..... December 31....., of each year.
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.)..... drilled and cased well with submersible
State manner in which water is to be diverted, i.e. diversion structure, ditches and
pump and motor, and storage tank and transmission lines
flumes, drilled well with pump and motor, etc.

9. Estimated cost of works.....

10. Estimated time required to construct works.....two years.....
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use.....three years.....

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Water to be used for mineral exploration drilling, road dust suppression, sample preparation, miscellaneous truck shop requirements and incidental domestic use.

Estimated annual consumption (including 0.875 mga duty under permit 50675) estimated at 3.65 mga (10,000 gal per) day Please refer to map filed under application 50675 to support this application.

s/ William A. Nisbet
 By.....William A. Nisbet, agent
 421 Court Street, Elko, Nevada 89 801

Compared.....pm/jjs.....bp/se.....

Protested.....

.....APPROVAL.....OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions: This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins or before the Proof of Completion of Work is filed.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 50675 and 52771 shall not exceed 28.9 million gallons annually.

The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

This well must be sealed with concrete from ground level to 100 feet below ground level.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed.....0.5.....cubic feet per second, but not to exceed 28.9 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before.....August 18, 1991

Proof of completion of work shall be filed on or before.....September 18, 1991

Application of water to beneficial use shall be made on or before.....August 18, 1993

Proof of the application of water to beneficial use shall be filed on or before.....September 18, 1993

Map in support of proof of beneficial use shall be filed on or before.....N/A.....

Completion of work filed.....JAN 9 - 1992

Proof of beneficial use filed.....

Cultural map filed.....

Certificate No.....Issued.....

IN TESTIMONY WHEREOF, I R. MICHAEL TURNIPSEED, P.E.
 State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this.....15th.....day of.....March.....,

A.D. 19.....90.....

[Signature]
 State Engineer